



**RE: Wallace Yard tolling agreement**

**Wurtzler, Gail** to: Clifford Villa

Cc: craig.trueblood, pamela.nehring, "Lawrence, Robert"

08/28/2008 08:08 AM

Cliff,

I am waiting for final client approval which I expect to receive before the end of the week. If there is any problem, I will let you know as soon as I know.

Gail Wurtzler  
Davis Graham & Stubbs LLP  
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gail.wurtzler@dgsllaw.com

-----Original Message-----

From: Villa.Clifford@epamail.epa.gov  
[mailto:Villa.Clifford@epamail.epa.gov]  
Sent: Thursday, August 28, 2008 9:05 AM  
To: craig.trueblood@klgates.com; Wurtzler, Gail;  
pamela.nehring@bnsf.com; Lawrence, Robert  
Subject: Re: Wallace Yard tolling agreement

Folks: Signatures today? If any problems, please let me know asap. I really need signatures by tomorrow.

Thanks.

Cliff Villa  
Assistant Regional Counsel  
U.S. EPA Region 10

Clifford  
Villa/R10/USEPA/  
US

To

Bob Lawrence,

08/26/2008 04:18

Trueblood, Pamela Nehring

PM

cc

Gail Wurtzler,

Craig

Subject

tolling agreement

Wallace Yard

All: Attached is a revised tolling agreement concerning the Wallace Yard and CdA Basin, incorporating comments from Gail and Craig, and including both a redline/strikeout version and a clean signature copy if there are no other necessary changes.

The major substantive change is the definition of "Tolled Claims," which certainly should have been included before and is now identical to the definition incorporated in the tolling agreements recently sent out to all the other so-called de minimis parties for the CdA Basin.

Please let me know if there are any final changes needed to the signature blocks or anything else. Otherwise, please have this agreement signed on behalf of your clients, return a signed pdf version to me, and have the original signature sent to me by mail. I will return fully signed versions to each of you in return.

Thank you.

Cliff Villa  
Assistant Regional Counsel  
U.S. EPA Region 10

(See attached file: Tolling Agreement, rev 2.DOC) (See attached file: Tolling Agreement - clean.DOC)